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VIA FIRST CLASS MAIL

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February 22, 1999

FULBRIGHT & JAWORSKI L.L.P.

By

Denise Squires
Denise Squires

ATTY. DOCKET NO: LUD 5466.4CIP (987811)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s)	:	Alexander, et al.
Serial No.	:	09/165,546
Filed	:	October 2, 1998
For	:	ISOLATED PEPTIDES CORRESPONDING TO AMINO ACID SEQUENCES OF NY-ESO-1...
Group Art Unit	:	1646
Examiner	:	Not Yet Assigned

February 22, 1999

Hon. Commissioner of Patents
and Trademarks
Washington, D.C. 20231

LETTER - RESPONSE TO NOTICE TO FILE MISSING PARTS

In response to the Notice of Incomplete Application dated October 22, 1998 (copy attached), transmitted are declaration/power of attorney forms for the inventors.

There are four, separate declarations, executed as follows:

ATTY. DOCKET NO: LUD 5466.4CIP (987811)

- I. Executed by Knuter & Jaeger;
- II. Executed by Scanlan & Ritler;
- III. Executed by Chen & Gure; and
- IV. Executed by Old.

A two month extension of time is requested, and a request with fee accompanies this submission, along with the requisite fee for late filing of the declaration.

Respectfully submitted,

FULBRIGHT & JAWORSKI, LLP

By 

Norman D. Hanson

Reg. No. 30,946

666 Fifth Avenue
New York, New York 10103
(212) 318-3000

FEE TRANSMITTAL

Patent fees are subject to annual revision on October 1.

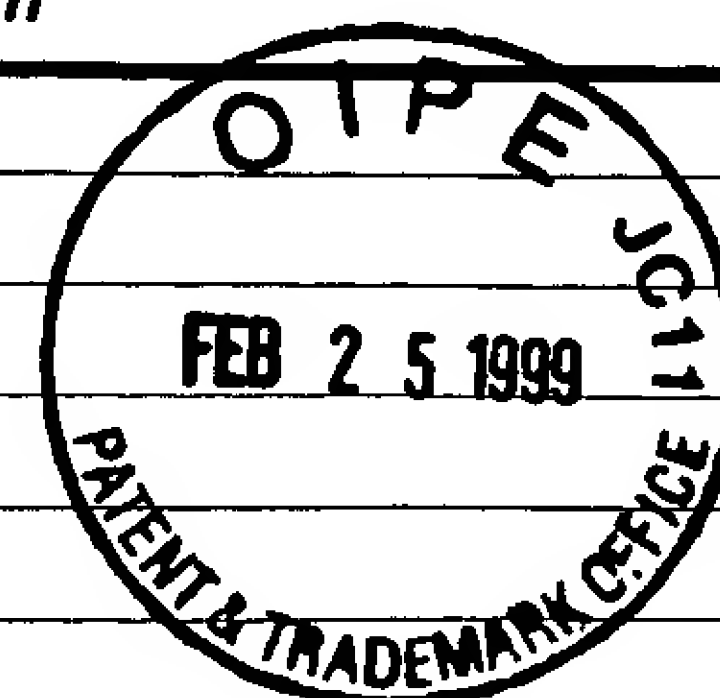
These are the fees effective October 1, 1997.

Small Entity payments must be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12.

See 37 C.F.R. §§ 1.27 and 1.28

Complete If Known

Serial No.	09/165,546
Filing Date	10/2/1998
First Named Inventor	Alexander et al.
Examiner Name	Not Yet Assigned
Group / Art Unit	1646
Attorney Docket No.	LUD 5466.4CIP (987811)



TOTAL AMOUNT OF PAYMENT	\$ 510.00
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METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 500624

Deposit Account Name

- ☒ Charge Any Additional Fee Required Under 37 C.F.R. §§ 1.16 and 1.17 ☐ Charge the Issue Fee Set in 37 C.F.R. § 1.18 at the Mailing of the Notice of Allowance

2. ☒ Payment Enclosed:

☒ Check ☐ Money Order ☐ Other

FEE CALCULATION**1. BASIC FEE FILING**

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	790	201	395	Utility filing fee	
106	330	206	165	Design filing fee	
107	540	207	270	Plant filing fee	
108	790	208	395	Reissue filing fee	
114	150	214	75	Provisional filing fee	
SUBTOTAL (1)					

2. EXTRA CLAIM FEES

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
			- 20** =	X	=
			- 3** =	X	=
					=

**or number previously paid, if greater; For Reissues, see below

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	22	203	11	Claims in excess of 20
102	82	202	41	Independent Claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	82	209	41	** Reissue independent claims over original patent
110	22	210	11	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)				

3. ADDITIONAL FEES

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	130
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2520	147	2520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR prior to examiner action	
113	1840*	113	1840*	Requesting publication of SIR after examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	380
117	950	217	475	Extension for reply within third month	
118	1510	218	755	Extension for reply within fourth month	
128	2080	228	1030	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1510	138	1510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1320	241	660	Petition to revive - unintentional	
142	1320	242	660	Utility issue fee (or reissue)	
143	450	243	225	Design issue fee	
144	670	244	335	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	240	126	240	Submission of Information Disclosure Statement	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	790	246	395	Filing a submission after final rejection (37 C.F.R. 1.129(b))	
149	790	249	395	For each additional invention	
Other fee (specify)					
Other fee (specify)					
* Reduced by Basic Filing Fee Paid					
SUBTOTAL (3)					\$ 510

SUBMITTED BY

Typed or Printed Name

Norman D. Hanson

Signature

Date

February 22, 1999

Complete (if applicable)

Reg. Number

30,946

Deposit Account User ID

500624

11-5-98 - 1st Notice of Missing Parts
11-22-98 - 2nd Notice of Missing Parts
12-22-98 - 3rd Notice of Missing Parts



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

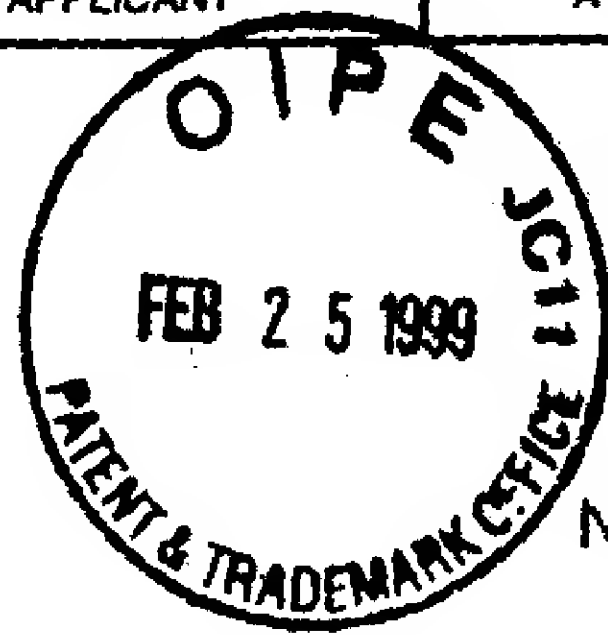
APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/165,546 10/02/98 ALEXANDER

LUD5466.4-IE

0232/1022

NORMAN D. HANSON
FULBRIGHT & JAWORSKI
805 THIRD AVENUE
NEW YORK NY 10022



NOT ASSIGNED

DATE MAILED: 1646

10/22/98

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 130

- ☐ 1. The statutory basic filing fee is:
☐ missing.
☐ insufficient.

Applicant must submit \$ _____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

- ☐ 2. Additional claim fees of \$ _____, including any multiple dependent claim fees, are required.
\$ _____ for _____ independent claims over 3.
\$ _____ for _____ dependent claims over 20.
\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- ☒ 3. The oath or declaration:
☒ is missing or unexecuted.
☐ does not cover the newly submitted items.
☐ does not identify the application to which it applies.
☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

- ☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).
☐ 7. Your filing receipt was mailed in error because your check was returned without payment.
☐ 8. The application does not comply with the Sequence Rules.
See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

- ☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

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